

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Chiyumi Niwa  
Serial No. : 10/650,223  
FOR : IMAGE PICKUP APPARATUS WITH OPERATING MEMBER  
HAVING FIRST AND SECOND POSITIONS FOR IMAGE PICKUP  
AND REPRODUCTION MODES AND WITH A FORCED THIRD  
POSITION WHEN NOT OPERATED BY A USER  
Filed : August 28, 2003  
Examiner : Hung H. Lam  
Art Unit : 2622

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

AMENDMENT

In response to the Office Action mailed August 18, 2008, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the Listing of Claims, which begins on page 2 of this Paper.

**Remarks** begin on page 8 of this Paper.

I hereby certify that this correspondence is being transmitted via the Patent Electronic Filing System (EFS) to the United States Patent and Trademark Office on:

November 14, 2008

John J. Torrente

Signature

November 14, 2008

Date of Signature